

REVISOR'S NOTE: These subsections presently appear as Article 66C, section 659 of the Code. For purposes of clarity and emphasis the language has been placed into two separate subsections. Nomenclatural changes are made pursuant to Chapter 348, Acts of 1972. The reference to the Department of Water Resources and the Water Resources Commission is proposed for deletion because Chapter 348, Acts of 1972 abolished these units. The penalty language of this present section has been transferred to section 7-516(c). The only other changes made are in style.

7-504. OPEN-PIT MINING OPERATOR'S LICENSE.

(A) REQUIREMENT; ISSUANCE OF LICENSE.--A PERSON MAY NOT MINE COAL BY THE OPEN-PIT MINING METHOD AS AN OPERATOR WITHIN THE STATE WITHOUT FIRST OBTAINING A LICENSE FROM THE BUREAU. EACH APPLICATION FOR A LICENSE AS AN OPEN-PIT MINING OPERATOR SHALL BE MADE IN WRITING TO THE BUREAU, ON A FORM THE BUREAU FURNISHES AND ACCOMPANIED BY A \$100 FEE. THE APPLICATION SHALL CONTAIN INFORMATION CONCERNING THE APPLICANT AS REQUIRED BY THE BUREAU. IN THE CASE OF AN APPLICATION SUBMITTED BY A CORPORATION, PARTNERSHIP, OR ASSOCIATION, THE APPLICATION SHALL CONTAIN INFORMATION CONCERNING OFFICERS, DIRECTORS, AND PRINCIPAL OWNERS, AS THE BUREAU REQUIRES. EVERY PERSON LICENSED AS AN OPEN-PIT MINING OPERATOR SHALL RENEW HIS LICENSE ANNUALLY, AND PAY A \$10 RENEWAL FEE. THE APPLICATION FOR RENEWAL OF A LICENSE AS AN OPEN-PIT MINING OPERATOR SHALL BE MADE ON OR BEFORE JANUARY 1 OF THE NEXT SUCCEEDING YEAR.

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 661(a) of the Code. The only changes made are in style.

(B) INVESTIGATION TO BE MADE.--THE DIRECTOR OF THE BUREAU SHALL INVESTIGATE EVERY APPLICATION FOR A LICENSE OR RENEWAL. HE MAY NOT ISSUE ANY NEW OPEN-PIT MINING OPERATOR'S LICENSE OR RENEW ANY EXISTING LICENSE TO ANY PERSON OR OPERATOR IF HE FINDS THE APPLICANT FOR LICENSURE OR RENEWAL HAS FAILED TO CORRECT A VIOLATION OF THE RULES AND REGULATIONS ESTABLISHED UNDER THIS SUBTITLE, OR TO COMPLY WITH ANY OF THE PROVISIONS OF THIS SUBTITLE. IF THE APPLICANT IS A CORPORATION, PARTNERSHIP, OR ASSOCIATION, THE